

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: AGNEW, et al.

Serial No.: 10/821,522

Filed: April 9, 2004

For: Compositions and Methods for Detection and Isolation of Phosphorylated Molecules

Examiner: Not Yet Assigned

Group Art Unit: 1645

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL
APPLICATION**

Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop Missing Parts
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed June 23, 2004, Applicants submit a properly signed declaration in compliance with 37 CFR §1.63 that identifies the application by its serial number and filing date. Applicants also enclose herewith a copy of the Notice to File Missing Parts of Nonprovisional Application, a Fee Transmittal and a Credit Card Payment Form.

Applicants wish to pay the \$130.00 fee for submitting a late declaration, as set forth in 37 CFR §1.16(e), and the \$110.00 fee for an extension for reply within the first month by credit card. See enclosed Fee Transmittal and Credit Card Payment Form. Please charge any additional fees or credit any overpayment to the same credit card.

Certificate of U.S. Mail

I hereby certify that these documents referred to as being attached have been deposited as Express U.S. mail with the United States Postal Service, addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

09/24/2004 JBALINAN 00000060 10821522

02 FC:1251

110.00 OP

Date September 21, 2004

Signature [Handwritten Signature]

Printed Name Michael A. Sennett

In the event that there are any questions relating to these papers, or the application in general, please telephone the undersigned agent so that the prosecution of the application may be expedited.

Respectfully submitted,

Date: Sept 21, 2004

Koren J. Anderson
Koren J. Anderson, Ph.D.
Reg. No. 51,081

Molecular Probes, Inc.
29851 Willow Creek Road
Eugene, Oregon, 97402
Phone: (541) 335-0203
Facsimile: (541) 335-0188

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: AGNEW, et al.)

Serial No.: 10/821,522)

Filed: April 9, 2004)

For: **Compositions and Methods for
Detection and Isolation of
Phosphorylated Molecules**)

Examiner: Not Yet Assigned

Group Art Unit: 1645

TRANSMITTAL LETTER

Commissioner for Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are the following documents in the above-identified application.

- ☒ [X] Response to Notice to File Missing Parts of Nonprovisional Application
- ☒ [X] Copy of Notice to File Missing Parts of Nonprovisional Application
- ☒ [X] Declaration for Utility or Design Application
- ☒ [X] Fee Transmittal
- ☒ [X] Credit Card Payment Form
- ☒ [X] Return Postcard (postage prepaid)

Certificate of U.S. Mail

I hereby certify that these documents referred to as being attached have been deposited as Express U.S. mail with the United States Postal Service, addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date September 21, 2004

Signature Michael A. Sennett

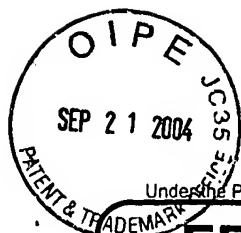
Printed Name Michael A. Sennett

Respectfully submitted,

Date: Sept. 21, 2004

Koren J. Anderson
Koren J. Anderson, Ph.D.
Reg. No. 51,061

Molecular Probes, Inc.
29851 Willow Creek Road
Eugene, Oregon, 97402
Phone: (541) 335-0203
Facsimile: (541) 335-0188



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 240.00)

Complete if Known

Application Number 10/821,522
Filing Date April 9, 2004
First Named Inventor Brian AGNEW
Examiner Name
Art Unit
Attorney Docket No. MP 0074.2 CIP

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below	Fee Paid
Total Claims	<input type="text"/>	-20** =	<input type="text"/>	X <input type="text"/>	= <input type="text"/>
Independent Claims	<input type="text"/>	- 3** =	<input type="text"/>	X <input type="text"/>	= <input type="text"/>
Multiple Dependent				<input type="text"/>	= <input type="text"/>

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110.00
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 240.00)

SUBMITTED BY

Name (Print/Type) Koren J. Anderson Registration No. 51,061 Telephone 541-335-0203
Signature *Koren J. Anderson* Date 9/21-04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,522	04/09/2004	Brian Agnew	

23358
KOREN ANDERSON
MOLECULAR PROBES, INC.
29851 WILLOW CREEK ROAD
EUGENE, OR 97402-9132



CONFIRMATION NO. 9818

FORMALITIES LETTER



OC000000013045162

Date Mailed: 06/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents

09/24/2004 JBALINAN 00000060 10821522

P.O. Box 1450

01 FC:1051

130.00 DP Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

MB, ne
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE